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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
TODD A. MERRITT
NICHOLAS VANHEEL

Serial No.: 10/712,150

Filed: NOVEMBER 13, 2003

For: COMPRESSION CIRCUIT FOR
TESTING MEMORY DEVICE

Group Art Unit: 2133

Examiner: JOSEPH D. TORRES

Conf. No.: 8235

Atty. Dkt.: 2008.001982/98-0303.01
CUSTOMER NO.: 23720

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING
37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:

2-6-05
Date

Nancy Nolan
Signature

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed October 5, 2005, finally rejecting claims 31, 32 and 38-54.

The Final Office Action was mailed on October 5, 2005, for which the shortened, statutory 3-month response period was January 5, 2006. A one-month extension of time would result in the due date being Monday, February 6, 2006 (since February 5 falls on a Sunday). Since this Notice of Allowance is being filed on February 6, 2006 (with a one-month extension of time), this paper is timely filed.

02/10/2006 MAHME1 00000054 500786 10712150

01 FC:1401 500.00 DA
02 FC:1251 120.00 DA

An extension of time is required to enable this paper to be timely filed and there is no separate Petition for Extension of Time filed herewith, therefore, this paper is to be construed as also constituting a Petition for Extension of Time Under 37 CFR § 1.136(a) for a one-month extension to enable this document to be timely filed.


The fee for filing this Notice of Appeal is \$500.00. The fee for a one-month extension is \$120.00. The Commissioner is authorized to deduct the fees in the amount of \$620.00 from Williams, Morgan & Amerson, P.C., Deposit Account No. 50-0786/2008.001982. No other fee is believed to be due, however, in the event any other fees under 37 C.F.R. §§ 1.16 to 1.21 is required, the Commissioner is authorized to deduct said fees from Williams, Morgan & Amerson, P.C., Deposit Account No. 50-0786/2008.001982.

Please date stamp and return the enclosed postcard to evidence receipt of this document.

Respectfully submitted,

WILLIAMS, MORGAN & AMERSON, P.C.
CUSTOMER NO. 23720

Date: February 6, 2006

By: 
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